

EXHIBIT A

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, LAW DIVISION

CATHERINE OHLE,

Plaintiff,

v.

THE NEIMAN MARCUS GROUP,

Defendant.

Case No.

2012L011260
CALENDAR/ROOM H
TIME 00:00
PI Stat Misc Action

COMPLAINT

Plaintiff CATHERINE OHLE ("Plaintiff") through her attorneys of record, for her Complaint against Defendant, THE NEIMAN MARCUS GROUP ("Defendant"), states as follows:

NATURE OF PLAINTIFFS' CLAIMS

1. This lawsuit arises under the Illinois Employee Credit Privacy Act, 820 ILCS § 70/1 et seq. ("IECPA") for Defendant's failure or refusal to hire the Plaintiff because of her credit history or credit report.
2. Pursuant to 735 ILCS 5/2-209, this Court has jurisdiction over Defendant which conducts business in Illinois and which is an Illinois employer having employed workers in Illinois.
3. Venue is proper in this Court pursuant to 735 ILCS 5/2-101.
4. Plaintiff CATEHRINE OHLE resides in the state of Illinois, county of Cook.
5. On or about June 22, 2012, Plaintiff first applied for a job with Defendants.
6. On or about June 30, 2012, Plaintiff was interviewed by Defendants. Thereafter, Plaintiff was told that she was hired as a sales associate pending the completion of a successful background check.

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LAW DIVISION

7. On July 17, 2012 Plaintiff was informed that based on information contained in her consumer report, Neiman Marcus has elected not to extend an offer of employment or continue her employment. (See Ex. A – July 17, 2012 correspondence)

COUNT I

Violation of the Illinois Employee Credit Privacy Act, 820 ILCS § 70/1 *et seq*

8. Plaintiff hereby repeats and re-alleges the above paragraphs, as if fully set forth herein.

9. Plaintiff applied for a job with Defendant.

10. Plaintiff was offered a job with Defendant contingent on her completing a credit report.

11. Defendant failed or refused to hire Plaintiff and discriminated against her based on her credit report.

12. Plaintiff is not exempt from the IECPA because a successful credit history check was not a bona fide occupational requirement for the position and because she does not meet any of the tests for exemption.

13. Plaintiff suffered and continues to suffer damages as a result of Defendant's violations.

14. Plaintiff is entitled to injunctive relief and damages as a result of Defendant's violations.

820 ILCS 70/25(a)

15. Plaintiff is also entitled to recovery of her reasonable attorneys' fees and costs. 820 ILCS 70/25(b)

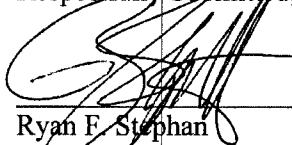
WHEREFORE, Plaintiff prays for a judgment against Defendant as follows:

- A. A judgment in the amount of all damages due, as provided by the IECPA;
- B. Injunctive relief;
- C. Reasonable attorney's fees and costs; and,

D. Such other and further relief as this Court deems appropriate and just.

Dated: October 3, 2012

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Ryan F. Stephan", is written over a horizontal line.

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